

1 DAVID REPLOGLE, SBN 077875  
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9 Attorneys for Plaintiffs  
10 Gabriel Hilario Alcaraz Martinez,  
11 Christian Fidal Arechiga Torres and  
12 Ramon Alejandro Hernandez Garcia

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN FRANCISCO DIVISION

16 GABRIEL HILARIO ALCARAZ  
17 MARTINEZ, CHRISTIAN FIDAL  
18 ARECHIGA TORRES and  
19 RAMON ALEJANDRO  
20 HERNANDEZ GARCIA,

21 Plaintiffs,

22 vs.

23 THOMAS F. WHITE,

24 Defendant.

Case No. C-06-1595-CRB

Date: September 29, 2006  
Time: 10:00 a.m.  
Courtroom: 8, 19<sup>th</sup> Floor

25 **DECLARATION OF DAVID REPLOGLE**  
26 **IN OPPOSITION TO MOTION TO QUASH**  
27 **SERVICE OF SUMMONS AND COMPLAINT**

28 I, David Replogle, declare and state:

1. I am an attorney licensed to practice before all courts of the State of California, a member of the bar of this court and the sole shareholder of the Law Offices of David Replogle, a Professional Corporation, attorneys for plaintiffs in the within action. The following facts are known to me personally



# EXHIBIT A

**FILED**

**JUL 24 2006**

**RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

DAVID REPLOGLE, SBN 077875  
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Attorneys for Plaintiffs  
Gabriel Hilario Alcaraz Martinez,  
Christian Fidal Arechiga Torres and  
Ramon Alejandro Hernandez Garcia

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

GABRIEL HILARIO ALCARAZ  
MARTINEZ, CHRISTIAN FIDAL  
ARECHIGA TORRES and RAMON  
ALEJANDRO HERNANDEZ GARCIA,

Case No. C-06-1595-CRB

Plaintiffs,

vs.

THOMAS F. WHITE,  
Defendant.

CERTIFICATE OF SERVICE OF SUMMONS AND COMPLAINT  
PURSUANT TO FRCP RULE 4(f)(2)(C)(ii)

I declare under penalty of perjury that the foregoing is true and correct:

1. I am a citizen of the United States over the age of eighteen years, employed in the City and County of San Francisco, California, and not a party to the within entitled cause; I am the civil docket clerk to the Honorable Charles R. Breyer, United States District Judge; my business address is 450 Golden Gate Avenue, San Francisco, California.

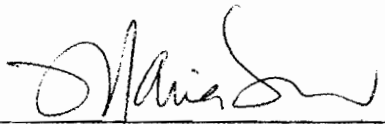
2. On July 24, 2006, I caused a copy of the Summons, Complaint and Order Setting Initial Case Management Conference and ADR Deadlines to be dispatched through the


1 United States Postal Service to Defendant Thomas F. White by placing a true copy thereof  
2 enclosed in a sealed envelope with postage thereon fully prepaid, registered and requiring a  
3 signed receipt addressed as follows:

4 THOMAS F. WHITE  
5 Centro Integral de Justicia Costa Norte  
6 Km. 6.5 Ixtapa carretera a las Palmas  
Ixtapa, Jalisco  
48280 MEXICO

7 I declare under penalty of perjury under the laws of the United States of  
8 America that the foregoing information contained in this Certificate of Service of Summons  
9 and Complaint is true and correct.

10 Executed on July 24, 2006 at San Francisco, California.

11   
12 MARIA LOO  
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<b>Registered No.</b> RA725962763US		<b>Date Stamp</b>	
<b>To Be Completed By Post Office</b>	Reg. Fee	\$7.90	
	Handling Charge	\$0.00	
	Postage	\$2.60	
	Return Receipt	\$1.85	
	Restricted Delivery	\$0.00	
Received by			
Customer Must Declare Full Value \$		\$0.00	<input type="checkbox"/> With Postal Insurance <input checked="" type="checkbox"/> Without Postal Insurance
<b>OFFICIAL USE</b> 06-1595-CRB			
<b>To Be Completed By Customer (Please Print)</b> All Entries Must Be in Ballpoint or Typed	<b>FROM</b>	Clerk, United States District Court	
		Northern District of California	
		450 Golden Gate Ave.	
	<b>TO</b>	San Francisco, CA 94102	
		THOMAS F. WHITE	
		Centro Integral de Justicia Costa Norte	
Km. 6.5 Ixtapa carretera a Las Palmas			
IXTAPA, JALISCO 48280 MEXICO			

PS Form 3806, **Receipt for Registered Mail** Copy 1 - Customer  
 May 2004 (7530-02-000-9051) (See Information on Reverse)  
 For domestic delivery information, visit our website at [www.usps.com](http://www.usps.com)®

# EXHIBIT B



	<b>UNITED STATES POSTAL SERVICE</b>	<b>Return Receipt for International Mail</b> (Registered Mail, Registered Delivery, Express Mail)
<b>CASE # C-06-1595-CRB</b>		
Administration des Postes des Etats-Unis d'Amérique	<b>Par Avion</b>	Postmark of the office returning the receipt Timbre du bureau renvoyant l'avis
Return by the quickest route (air or surface mail), a découvert and postage free.	The sender completes and indicates the address for the return of this receipt. (A remplir par l'expéditeur, qui indiquera son adresse pour le retour du présent avis.)	
A renvoyer par la voie la plus rapide (aérienne ou de surface), à découvert et en franchise de port.	Name or Firm (Nom ou raison sociale)	
	CLERK, UNITED STATES DISTRICT COURT	
	NORTHERN DISTRICT OF CALIFORNIA	
	Street and Number (Rue et no.)	
	450 GOLDEN GATE AVENUE	
	City, State, and ZIP + 4 (Localité et code postal)	
	SAN FRANCISCO, CA 94102	
	UNITED STATES OF AMERICA	
	Etats-Unis d'Amérique	
PS Form 2865, February 1997 (1997)	<b>Avis de réception</b>	<b>CN07 (Old C6)</b>



Completed by the office of origin. (A remplir par le bureau d'origine.)	Item Description (Nature de l'envoi)		<input checked="" type="checkbox"/> Registered Article (Envoi recommandé)	<input type="checkbox"/> Letter (Lettre)	<input type="checkbox"/> Printed Matter (Imprimé)	<input type="checkbox"/> Other (Autre)	<input type="checkbox"/> Recorded Delivery (Envoi à livraison attestée)	<input type="checkbox"/> Express Mail International
	<input type="checkbox"/> Insured Parcel (Colis avec valeur déclarée)		Insured Value (Valeur déclarée)		Article Number (N° de l'article)		C-06-1595-CRB	
	Office of Mailing (Bureau de dépôt)		SF CA 94102		Date of Posting (Date de dépôt)		7-24-06	
	Addressee Name or Firm (Nom ou raison sociale du destinataire)							
Completed at destination. (A compléter à destination.)	THOMAS F. WHITE							
	Street and No. (Rue et No.) Centro Integral de Justicia Costa Norte							
	Km. 6.5 Ixtapa carretera a Las Palmas							
	Place and Country (Localité et pays)							
IXTAPA, JALISCO MEXICO 48280								
<p>This receipt must be signed by (1) the addressee, or (2) a person authorized to sign under the regulations of the country of destination, or (3) an employee of the office of destination. The signed form will be returned to the sender by the first mail.</p> <p>(Ce reçu doit être signé par le destinataire ou par une personne y autorisée en vertu des règlements du pays de destination, ou, si ces règlements le consistent, par l'agent du bureau de destination, et renvoyé par le premier courrier directement à l'expéditeur.)</p>								
<input type="checkbox"/> The article mentioned above was duly delivered. (L'envoi mentionné ci-dessus a été dûment livré.)						Date		
Signature of Addressee (Signature du destinataire)				Office of Destination Employee Signature (Signature de l'agent du bureau de destination)				
PS Form 2865, February 1997 (Reverse)								

**PROOF OF ELECTRONIC SERVICE**

I declare under penalty of perjury that the foregoing is true and correct:

I am a citizen of the United States over the age of eighteen years, employed in the City and County of San Francisco, California, and not a party to the within entitled cause; my business address is 550 Montgomery Street, Suite 550, San Francisco, California.

On September 11, 2006 I served the following:

**DECLARATION OF DAVID REPLOGLE IN OPPOSITON TO MOTION  
TO QUASH SERVICE OF SUMMONS AND COMPLAINT**

on the interested party(ies) in said cause, by causing an electronic delivery subject to 28 U.S.C. § 1746, Local Rules or General Orders of this Court regarding Electronic Case Filing addressed as follows:

Geoffrey Rotwein  
400 Montgomery St., Ste. 200  
San Francisco, CA 94104  
E-mail: [geoffrottwein@sbcglobal.net](mailto:geoffrottwein@sbcglobal.net)

Attorneys for Defendant  
Thomas F. White

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on September 11, 2006 at San Francisco, California.

*David Replogle*

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DAVID REPLOGLE